IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

OP.No. 33650 of 2001(E)
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PETITIONER:
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1. VEERANKUTTY, S/O. KUNJALAN,
KIZHAKKETHALAKKAL HOUSE,
AMMINIKKADU POST, (VIA.) PERINTHALMANNA,
MALAPPURAM DISTRICT.

2. V.SHOUKATH ALI,
S/O. MOHAMMED ALIAS MOOTHAPPA,
(VIA.) PERINTHALMANNA,
MALAPPURAM DISTRICT.

BY ADV. SRI.MATHEW KURIAKOSE

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY SECRETARY TO GOVERNMENT,
INDUSTRIES DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. TE MALAPPURAM DISTRICT SINGLE WINDOW CLEARANCE BOARD,
REPRESENTED BY ITS CONVENOR (GENERAL MANAGER,
DISTRICT INDUSTRIES CENTRE,
MALAPPURAM.)

3. SHRI.T.T.ISHAK,
MANAGING PARTNER,
NEW CRESCENT GRANITE,
PANAMBI, P.O. THAZHEKKODE,
RESIDING AT THATTARANTHODI HOUSE, PONMALA.P.O.,
VIA., OTHUKKUNGAL, MALAPPURAM DISTRICT.

4. THAZHEKKODE GRAMA PANCHAYAT,
P.O.THAZHEKKODE,
MALAPPURAM DISTRICT – 379 322,
REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.K.P.DANDAPANI, SC
SRI.T.P.KELU NAMBIAR (SR.)
SRI.P.G.RAJAGOPALAN
SRI.M.GOPIKRISHNAN NAMBIAR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.No. 33650/2001

ORDER ON CMP 54950/2001 IN O.P.No. 33650/2001

DISMISSED.

22/02/2007 SD/- (C.N.RAMACHANDRAN NAIR, JUDGE)

ORDER ON CMP 5502/2002 IN O.P.No. 33650/2001

DISMISSED.

22/02/2007 SD/- (C.N.RAMACHANDRAN NAIR, JUDGE)

**APPENDIX**

PETITIONER'S EXHIBITS

EXT.P1 COPY OF MASS REPRESENTATION SUBMITTED BY THE RESIDENTS OF CHAZHEKKODE GRAMA PANCHAYAT BEFORE THE 4TH RESPONDENT ON 24/8/2001.

EXT.P2 COPY OF RESOLUTION NO 5 DATED 24/9/2001 OF THE 4TH RESPONDENT PANCHAYAT.

EXT.P3 COPY OF MINUTES OF THE 2ND RESPONDENT DATED 26/9/2001.

EXT.P4 COPY OF MASS PETITION SUBMITTED BY THE RESIDENTS OF THAZHEKKODE VILLAGE BEFORE THE 4TH RESPONDENT ON 18/10/2001.

EXT.P5 COPY OF PHOTOGRAPHS REFERRED IN THE PETITION.

EXT.P6 COPY OF THE NEWS REPORT APPEARED IN THE MALAYALA MANORAMA DAILY DATED 21/1/2002

// TRUE COPY //

PA TO JUDGE

jg

**C.N.RAMACHANDRAN NAIR, J.**

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**O.P. No. 33650 of 2001**

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**Dated, this the 22nd day of February, 2007**

**J U D G M E N T**

The connected Original Petition No. 33102/2001 is disposed of today with the observation that Panchayat can take appropriate action for violation of licence condition, if any, by the 3rd respondent in the quarrying operations. In view of the observation of that judgment, there is no need to consider this case on merits, more so, because the issue is not current and this original petition is pending for over nearly six years and it is not known whether the grievance survives. This original petition is accordingly closed.

**(C.N.RAMACHANDRAN NAIR, JUDGE.)**

jg